
Public Utilities Commission of the State of California

Wesley M. Franklin, Executive Director

Headquarters

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San Francisco, CA 94102
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Southern California Office

320 West 4th Street, Suite 500
Los Angeles, CA 90013
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Online Calendar Archive: http://www.cpuc.ca.gov/daily_calendar_archive/

Daily Calendar **Friday, November 22, 2002**

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification of Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/Arbitrator's Reports/
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications

Resolution ALJ 176-3101 regarding ratification of preliminary determinations of category and notice of assignment is included in this calendar.



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

REGULAR COMMISSION BUSINESS MEETINGS

December 5, 2002	10 am	San Francisco
December 17, 2002	10 am	San Francisco

COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

December 2, 2002	1:30 pm	San Francisco
December 12, 2002	1:30 pm	San Francisco

NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

- e-mail: public.advisor@cpuc.ca.gov
toll-free: 1-866-849-8390
Voice: 415-703-2074
FAX: 415-355-5404 (Attn.: Public Advisor)
TTY: 1-866-836-7825 (toll-free)
1-415-703-5282

NOTICES

Delivery of Formal Pleadings for Filing

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4th Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

Charge for Commission Documents

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

SUBSCRIPTION INFORMATION

Subscription Notice for Draft Agenda Items

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above. Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

Subscription Notice for Daily Calendar and/or Agenda

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

COMMISSIONER OFFICE HOURS

NONE

PUBLIC MEETING & WORKSHOPS

Public Meeting

December 12, 2002 10 am – 1 pm	California Public Utilities Commission 505 Van Ness Avenue, Room 2204 (Corner of Van Ness and McAllister) San Francisco
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The Payphone Service Providers Committee (PSPC) will hold its regular meeting for the Payphone Service Providers Enforcement (PSPE) program, the Public Policy Payphone Program (PPPP), and the TDD Placement Interim Committee (TPIC) to discuss the following:

Review/Approve July 30, 2002 Meeting Minutes

Review TPIC Applications, Reports, Financials, and Staffing

Review PSPE Program Reports, Financials, and Staffing

Review PPPP Applications, Reports, Financials, and Staffing

Transition of PSPE, PPPP, and TPIC to CPUC

Hear Public Comments

Set Future Agenda Items

The Board will meet in Closed Session to: Review Personnel Issues.

The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packet, please notify the PSPE office at (415) 703-2071 or e-mail wel@cpuc.ca.gov.

NOTICE OF DRAFT RESOLUTIONS (Pursuant to PU Code § 311(g))

Draft Resolution Affirming Denial of Public Records Act Requests of John E. Rosenbaum on Behalf of Mirant Americas Energy Marketing, LP, et al., and of Jose Guzman on Behalf of Duke Energy Corporation.

A draft resolution (L-302) by the Legal Division denying the Public Records Act requests of John E. Rosenbaum, Esq., of White & Case on behalf of his client, Mirant Americas Energy Marketing, LP, *et al*, and by Jose E. Guzman, Jr., Esq., of Nossaman, Guthner, Knox & Elliot on behalf of his client, Duke Energy Corporation, regarding the Commission staff's inspections of Mirant and Duke facilities, will be on the December 5, 2002 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote until later. When the Commission votes on L-302, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare a different resolution.

The draft resolution will be circulated to the parties submitting the Public Records Act requests that are the subject of the draft resolution, pursuant to Public Utilities Code Section 311(g) and Rule 77.7 of the Commission's Rules of Practice and Procedure.

Interested parties may obtain a copy of L-302 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

Laurence G. Chaset
Legal Division
California Public Utilities Commission
505 Van Ness Avenue, Room 5131
San Francisco, CA 94102
Telephone: (415) 355-5595
lau@cpuc.ca.gov

An original and 2 copies of comments must be received by the Legal Division no later than November 25, 2001. Comments shall focus on factual, legal or technical error in the draft resolution. Late filed comments will ordinarily be rejected. However, in extraordinary circumstances, a request for leave to submit comments late, together with the proposed comments, may be filed. An accompanying declaration under penalty of perjury shall also be submitted setting forth all the reasons for the late submission.

Draft Resolution G-3334 sponsored by Commissioner Brown on implementation of D.01-12-018. It will be placed on the Commission Meeting Agenda of December 5, 2002. This resolution establishes a schedule for implementation of that decision, orders workshops to resolve issues in the unbundling of intrastate transmission and storage, and orders SoCalGas to file supplemental advice letters on transmission and storage upon completion of the workshop. Interested parties may obtain a copy of Resolution G-3334 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments an original and two copies of the comments, with a certificate of service, should be submitted to:

Jerry Royer
Energy Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

Belinda Gatti
Advisor to Commissioner Brown
505 Van Ness Avenue, Room 5306
San Francisco, CA 94102
e-mail: beg@cpuc.ca.gov

Joyce Alfton
Energy Division
California Public Utilities Commission
505 Van Ness Avenue

San Francisco, CA 94102
e-mail: alf@cpuc.ca.gov

Public necessity requires that the 30-day comment period of Public Utilities Code Section 311(g) be reduced so that the Commission may collect the revenues as set forth in this resolution as soon as possible. The Commission concludes that a reduction in the 30-day review period by 2 days will not compromise the public interest or any party's rights. Accordingly we reduce the comment period for this resolution from 30 days to 28 days. Parties who wish to file comments on this resolution may do so no later than November 19, 2002.

NEW FILINGS

11/12/02	A02-11-034	Lightyear Communications, Inc. (U 5359-C), for Authority to discontinue certain Telecommunications Services in the State of California.
11/19/02	A02-11-035	Pacific Gas and Electric Company (U 39-M) and Froehlich Construction Co., Inc., for an Order authorizing the sale and conveyance of a certain parcel of land in Kern County pursuant to Public Utilities Code Section 851.
11/20/02	A02-11-036	National Comtel Network Inc., for authority to transfer control to Jeff L. Foss.
11/20/02	A02-11-037	ACC Telecommunications, LLC, for withdrawal of service in Los Angeles, Orange County and San Diego, California.

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

11/20/02	A97-12-020	Pacific Gas and Electric Company, for authority to increase rates and charges for electric and gas service effective 1/1/99, Petition to Modify D01-10-059 as Modified by D02-06-003 by Office of Ratepayer Advocates – Gileau.
	I97-11-026 A94-12-005 I95-02-015	And Related Matters.
11/20/02	R01-10-024	Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development; Petition for

**Modification of Decision 02-10-062 by Pacific Gas
and Electric Company**

**DRAFT DECISIONS * PROPOSED DECISIONS * ALTERNATES * PRESIDING
OFFICER'S DECISION * ARBITRATOR'S REPORTS**

NONE

ADVICE LETTER FILINGS

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

10/09/02	Telecom 6	FONES4ALL, CORP, Notice of Adoption by FONES4ALL Corp. of the Interconnection Agreement between Verizon California, Inc.,and Z-Tel Communications, Inc. (effective TBD)
10/23/02	Telecom 136	COX CALIFORNIA TELCOM II, LLC., Add Dedicated LD and TF Service/Add Cox Connection Package (effective TBD)
10/23/02	Telecom 56	FOCAL COMMUNICATIONS CO. OF CALIF., Added Digital Data Service and General Corrections to Text (effective TBD)
10/23/02	Telecom 139	PAC-WEST TELECOMMUNICATIONS, INC., Minimum Point of Entry/Local Loop Demarcation Point Compliance Filing (effective TBD)
10/23/02	Telecom 84	Z-TEL COMMUNICATIONS, INC., Adds language regarding toll free services (effective TBD)
10/24/02	Telecom 143	MPOWER COMMUNICATIONS CORP., Extension of three promotions-Intrastate Long Distance Promo, Stay Connected and Buisness Productivity promotional packages (effective TBD)

10/25/02	Telecom 137	COX CALIFORNIA TELCOM II, LLC., Special/Provisional Offerings (effective TBD)
10/29/02	Telecom 138	COX CALIFORNIA TELCOM II, LLC., Individual Case Basis Contracts (effective TBD)
11/01/02	Telecom 10261	VERIZON CALIFORNIA, INC., Government contract - customer requests confidentiality (effective TBD)
11/04/02	Telecom 19	ACN COMMUNICATIONS SERVICES, INC., Interconnection agreement adoption (effective TBD)
11/04/02	Telecom 4	NATIONS BROADBAND, INC., Price changes. (effective TBD)
11/04/02	Telecom 24	O1 COMMUNICATIONS, INC, Compliance (effective TBD)
11/04/02	Telecom 10262	VERIZON CALIFORNIA, INC., Express contract - customer requests confidentiality (effective TBD)
11/04/02	Telecom 10264	VERIZON CALIFORNIA, INC., Government contract - customer requests confidentiality (effective TBD)
11/07/02	Telecom 58	BELL ATLANTIC COMM., INC. (DBA VERIZON), Adds promotion (anticipated effective)
11/07/02	Telecom 771	CITIZENS TELECOMMUNICATIONS CO. OF CA., To renew an ICB contract (effective TBD)
11/07/02	Telecom 772	CITIZENS TELECOMMUNICATIONS CO. OF CA., To renew an ICB contract. (effective TBD)
11/08/02	Telecom 2553	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Residential local services promotion (effective TBD)
11/08/02	Telecom 2554	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract (effective TBD)
11/08/02	Telecom 2555	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Residential local service promotion (effective TBD)
11/08/02	Telecom 55	NYNEX LONG DISTANCE COMPANY, Ca. Surcharge (effective TBD)
11/08/02	Telecom 167	TCG LOS ANGELES, Contract (effective TBD)

11/08/02	Telecom 168	TCG LOS ANGELES, Contract (effective TBD)
11/12/02	Telecom 20	1-800-RECONEX, INC., Tariff revision (effective TBD)
11/12/02	Telecom 2556	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract (effective TBD)
11/12/02	Telecom 2557	AT&T COMMUNICATIONS OF CALIFORNIA, INC, cotract (effective TBD)
11/12/02	Telecom 2558	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract (effective TBD)
11/12/02	Telecom 2559	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract (effective TBD)
11/12/02	Telecom 2560	AT&T COMMUNICATIONS OF CALIFORNIA, INC, contract (effective TBD)
11/12/02	Telecom 771-A	CITIZENS TELECOMMUNICATIONS CO. OF CA., Supplements A.L.No.771, To renew an ICB contract (effective TBD)
11/12/02	Telecom 772-A	CITIZENS TELECOMMUNICATIONS CO. OF CA., Supplements A.L.No.772, To renew an ICB contract. (effective TBD)
11/12/02	Telecom 3	LEGENT COMMUNICATIONS CORP. (SEE DBA), Incorporation of Star Telecom's rates. (effective TBD)
11/12/02	Telecom 637	SPRINT COMMUNICATIONS COMPANY, L.P., Intrduce promotion. (effective TBD)
11/13/02	Telecom 142	PAC-WEST TELECOMMUNICATIONS, INC., Change in terms and conditions on stand alone services. (effective TBD)
11/13/02	Telecom 80	VARTEC TELECOM INC., Promotion extension. (effective TBD)
11/14/02	Telecom 10281	VERIZON CALIFORNIA, INC., Express contract (effective TBD)
11/15/02	Telecom 10281-A	VERIZON CALIFORNIA, INC., Supplements A.L.No.10281, Express contract (effective TBD)

11/18/02	Energy 2422G 2304E	PACIFIC GAS & ELECTRIC COMPANY, Authorization for Bridge Funding of Existing Low Emission Vehicle (LEV) Program (anticipated effective 12/31/02)
11/18/02	Energy 2423G 2305E	PACIFIC GAS & ELECTRIC COMPANY, Submission of Notification for the Creation of Two New Affiliates (effective TBD)
11/18/02	Energy 1640E-B	SOUTHERN CALIFORNIA EDISON COMPANY, Supplements A.L.No.1640E, Submission of Tariff Changes Necessary for the Implementation of the Historical Procurement Charge (anticipated effective 07/27/02)
11/18/02	Telecom 23333-A	PACIFIC BELL, Supplements A.L.No.23333, ICA with Choctaw Communications (effective TBD)
11/18/02	Telecom 23357-A	PACIFIC BELL, Supplements A.L.No.23357, Amendment #1 with Metrocall, Inc. (effective TBD)
11/18/02	Telecom 23378	PACIFIC BELL, Express contract for DDD-VPP, Custom 8 and Zone 3 Measured Usage service (effective TBD)
11/19/02	Energy 2424G 2306E	PACIFIC GAS & ELECTRIC COMPANY, Addition of two new sites to the hazardous substance mechanism (anticipated effective 12/29/02)
11/19/02	Telecom 744	ROSEVILLE TELEPHONE COMPANY, Adoption of rule component -service provisioning cross-connects (effective TBD)
11/19/02	Water 31	SERENO DEL MAR WATER COMPANY, Increase rates to offset increase in power costs. (anticipated effective)
11/20/02	Energy 311E	PACIFICORP, Implementation of Changes to Net Metering Service Effective January 1, 2003. (anticipated effective 01/01/03)
11/20/02	Energy 3199G-A	SOUTHERN CALIFORNIA GAS COMPANY, Supplements A.L.No.3199G, PBR MICAM Adjustment (anticipated effective 01/01/03)
11/20/02	Telecom 23380	PACIFIC BELL, Promotion for Category II Service (effective TBD)
11/20/02	Water 1520	CALIFORNIA WATER SERVICE COMPANY, [Bakersfield District] Attrition increase for 2003. (effective TBD)

11/20/02	Water 1521	CALIFORNIA WATER SERVICE COMPANY, [Oroville District] Attrition increase for 2003. (effective TBD)
11/20/02	Water 1522	CALIFORNIA WATER SERVICE COMPANY, [Selma District] Attrition increase for 2003. (effective TBD)
11/20/02	Water 1523	CALIFORNIA WATER SERVICE COMPANY, [South San Francisco District] Attrition increase for 2003. (effective TBD)
11/20/02	Water 571	CALIFORNIA-AMERICAN WATER COMPANY, [Sacramento District] To establish a Dry Creek developer special facilities fee for its West Placer County service area. (effective TBD)
11/20/02	Water 318	SAN GABRIEL VALLEY WATER COMPANY, [Los Angeles Division] Step rate increase for 2003. (effective TBD)

ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)

To inquire about a suspension, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

11/20/02	Telecom 23307	PACIFIC BELL. Initial suspension on the following grounds: protested. Date suspension ends: 01/31/03. Note: Initial suspensions will be automatically extended for an additional 180 days if the Commission has not issued an order regarding the advice letter by the date the first suspension period ends.
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ADVICE LETTER PROTESTS

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

11/19/02	Energy 1656E	SOUTHERN CALIFORNIA EDISON COMPANY, Closure of Schedule AL-1, Outdoor Area Lighting Service, Metered, to new customers Protest by Utility Cost Management LLC.
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11/19/02	Energy 1657E	SOUTHERN CALIFORNIA EDISON COMPANY, Revision to Schedule AL-2, Outdoor Area Lighting Service, Metered Protest by Utility Cost Management LLC.
11/20/02	Energy 3202G	SOUTHERN CALIFORNIA GAS COMPANY, California gas producer access O & M pro forma documents Protest by Western States petroleum Association.
11/20/02	Energy 3202G	SOUTHERN CALIFORNIA GAS COMPANY, California gas producer access O & M pro forma documents Protest by California Natural Gas Producers Assc..

MISCELLANEOUS TRANSPORTATION ITEMS

Filings with Consumer Protection and Safety Division

11-19-02	TCP 15934-A	Leon M. Valentin and Naomi Mekediak DBA L and N Charters; Mailing Address: 1333 Virginia Ave, Redwood City CA 94061; Terminal Address: 1125 Coleman Ave., San Jose CA 95110; Tel. No: 650-299-0102; Application filed for Class A Charter-Party authority.
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MISCELLANEOUS TELECOMMUNICATION MATTERS

NONE

TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

11/13/02	A.02-03-032	McVicar - In the Matter of the Application of California Water Service Company (U 60 W), a Corporation, for an Order Establishing a Moratorium on New Service Connections in Excess of 250 Service Connections in the Coast Springs Water System Division of the Redwood Valley District.
11/18/02	I.01-08-029	Econome - Order Instituting Investigation Into Southern California Edison Company's Electric Line Construction, Operation and Maintenance Practices, Respondent.

11/18/02	I.02-02-005	Grau - Investigation on the Commission's own motion into the operations, practices and conduct of Starving Students, Inc. (Cal T-116,476), and Ethan Margalith, Respondents.
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ADJOURNMENTS * RESETTINGS * HEARINGS CONCLUDED

Correction to the Daily Calendar of 11/21/02		
A.02-09-030		McVicar - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Sacramento District to increase revenues by \$8,198,700 in the year 2003; and \$1,955,000 in the year 2004, and
A.02-09-031		McVicar - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$512,800 in the year 2003; and \$96,900 in the year 2004, and
A.02-09-032		McVicar - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Felton District to increase revenues by \$410,200 in the year 2003; \$101,200 in 2004; and \$31,000 in the year 2005, and
A.02-09-033		McVicar - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Montara District to increase revenues by \$234,200 in the year 2003; \$38,200 in 2004; and \$45,000 in the year 2005, Prehearing Conference held and concluded
A.02-05-004		Wetzell - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and

I.02-06-002	Wetzell - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, Evidentiary Hearing held and continued to November 22
C.02-06-010	Jones - County of Nevada, Complainant, vs. SBC Pacific Bell, Defendant, Evidentiary Hearing held and no report given

REMOVALS FROM CALENDAR

NONE

NEW SETTINGS

11/26/02 ALJ Duda Comr Wood	1:30 p.m. A.01-02-024	(LM) - Joint Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Switching in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.01-02-035	(LM) - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Loops in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-031	(LM) - Application of The Telephone Connection Local Services, LLC (U 5522 C) for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

	A.02-02-032	(LM) - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and Signaling Networks and Call-Related Databases in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-034	(LM) - Application of Pacific Bell Telephone Company (U 1001 C) for the Commission to Reexamine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-03-002	(LM) - Application of XO California, Inc. (U 5553 C) for the Commission to Reexamine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, Commission Courtroom, San Francisco
12/10/02 ALJ Grau Comr Brown	1:30 p.m. C.02-08-033	(TELEPHONIC PHC) – Michael R. O’Gorman, Complainant, vs. AT&T Broadband Phone of California, LLC, Defendant, Commission Courtroom, San Francisco
3/24/03 ALJ McVicar Comr Wood	9:30 a.m. A.02-09-030	(EH) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Sacramento District to increase revenues by \$8,198,700 in the year 2003; and \$1,955,000 in the year 2004, and
	A.02-09-031	(EH) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$512,800 in the year 2003; and \$96,900 in the year 2004, and

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|-------------|---|
| A.02-09-032 | (EH) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Felton District to increase revenues by \$410,200 in the year 2003; \$101,200 in 2004; and \$31,000 in the year 2005, and |
| A.02-09-033 | (EH) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Montara District to increase revenues by \$234,200 in the year 2003; \$38,200 in 2004; and \$45,000 in the year 2005,
Commission Courtroom, San Francisco
(also March 25 – 28 and April 1 – 4) |
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LAW AND MOTION

Law and Motion Hearings are held before **Administrative Law Judge Sarah R. Thomas** at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

12/2/02	10:00 a.m.	NONE SCHEDULED
12/9/02	10:00 a.m.	NONE SCHEDULED
12/16/02	10:00 a.m.	NONE SCHEDULED

FINAL ORAL ARGUMENTS (FOA)

12/12/02 ALJ Econome Comr Duque	10:00 a.m. A.02-01-036	(FOA) - In the Matter of the Joint Application of California-American Water Company (U-210-W), a California corporation, RWE Aktiengesellschaft, a corporation organized under the laws of the Federal Republic of Germany, Thames Water Aqua Holdings GmbH, a corporation organized under the laws of the Federal Republic of Germany, Thames Water Plc, a corporation organized under the laws of the United Kingdom and Wales, and Apollo Acquisition Company, a Delaware Corporation, for an order Authorizing Apollo Acquisition Company to merge
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with and into American Water Works Company, Inc.
resulting in a change of control of California-American
Water Company, and for such related relief as may be
necessary to effectuate such transaction,
Commission Auditorium, San Francisco

HEARINGS

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

<i>(PHC) = Prehearing Conference</i>	<i>(WS) = Workshop</i>
<i>(EH) = Evidentiary Hearing</i>	<i>(FPH) = Full Panel Hearing</i>
<i>(PPH) = Public Participation Hearing</i>	<i>(AH) = Arbitration Hearing</i>
<i>(IAM) = Initial Arbitration Meeting</i>	<i>(CA) = Closing Argument</i>
<i>(M) = Mediation</i>	<i>(LM) = Law & Motion</i>
<i>(ECP) = Expedited Complaint Procedure</i>	<i>(OA) = Oral Argument</i>
<i>(OSC) = Order to Show Cause</i>	

11/22/02	9:00 a.m.	(EH) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
ALJ Wetzell	A.02-05-004	
Comr Wood		
	I.02-06-002	(EH) - Investigation on the Commission’s Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, Commission Courtroom, San Francisco (also November 25 – 27; December 2 – 6; December 9 – 13; December 16 – 20; December 23 – 24, 26 – 27; December 30 – 31, January 2 – 3; January 6 – 10; January 13 – 17; and January 21 – 24)
11/22/02	1:00 p.m.	(ECP) – Howard Kavoussi, complainant, vs. Southern California Edison Company, defendant,
ALJ Barnett	C.02-10-002	Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA

11/22/02	1:30 p.m.	(ECP) – Herbert B. and Maunaloa T. Avery vs.
ALJ Barnett	C.02-08-031	Southern California Gas Company,
		Commission Courtroom, State Office Building
		320 West 4th Street, Suite 500
		Los Angeles, CA
11/26/02	10:00 a.m.	(WS – Working Group 3) - Order Instituting
ALJ Carew	R.02-06-001	Rulemaking on policies and practices for advanced
Comr Peevey		metering, demand response, and dynamic pricing,
		Energy Resources, Conservation and Development
		Commission (CEC) Building
		Hearing Room A
		1516 9th Street
		Sacramento, CA
11/26/02	1:30 p.m.	(LM) - Joint Application of AT&T Communications of
ALJ Duda	A.01-02-024	California, Inc. (U 5002 C) and WorldCom, Inc. for the
Comr Wood		Commission to Reexamine the Recurring Costs and
		Prices of Unbundled Switching in Its First Annual
		Review of Unbundled Network Element Costs
		Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.01-02-035	(LM) - Application of AT&T Communications of
		California, Inc. (U 5002 C) and WorldCom, Inc. for the
		Commission to Reexamine the Recurring Costs and
		Prices of Unbundled Loops in Its First Annual Review
		of Unbundled Network Element Costs Pursuant to
		Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-031	(LM) - Application of The Telephone Connection
		Local Services, LLC (U 5522 C) for the Commission to
		Reexamine the Recurring Costs and Prices of the DS-3
		Entrance Facility Without Equipment in Its Second
		Annual Review of Unbundled Network Element Costs
		Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-032	(LM) - Application of AT&T Communications of
		California, Inc. (U 5002 C) and WorldCom, Inc. for the
		Commission to Reexamine the Recurring Costs and
		Prices of Unbundled Interoffice Transmission Facilities
		and Signaling Networks and Call-Related Databases in
		Its Second Annual Review of Unbundled Network
		Element Costs Pursuant to Ordering Paragraph 11 of
		D.99-11-050, and

	A.02-02-034	(LM) - Application of Pacific Bell Telephone Company (U 1001 C) for the Commission to Reexamine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-03-002	(LM) - Application of XO California, Inc. (U 5553 C) for the Commission to Reexamine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, Commission Courtroom, San Francisco
11/26/02 ALJ Grau Comr Peevey	1:30 p.m. C.02-09-045	(PHC) - Mpower Communications Corp., Complainant, vs. Pacific Bell Telephone Company, Defendant, Commission Courtroom, San Francisco
12/3/02 ALJ Duda Comr Wood	9:00 a.m. A.01-02-024	(WS) - Joint Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Switching in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.01-02-035	(WS) – Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Loops in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-031	(WS) – Application of The Telephone Connection Local Services, LLC (U 5522 C) for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

	A.02-02-032	(WS) – Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and Signaling Networks and Call-Related Databases in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-034	(WS) – Application of Pacific Bell Telephone Company (U 1001 C) for the Commission to Reexamine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-03-002	(WS) – Application of XO California, Inc. (U 5553 C) for the Commission to Reexamine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, Commission Courtroom, San Francisco (also December 4 - 5 at Hiram Johnson State Building, 455 Golden Gate Avenue, San Francisco)
12/3/02 ALJ Walker Comr Peevey	10:00 a.m. A.02-05-033	(EH) - In the matter of the Application of Suburban Water Systems (U 339-W) for authority to increase rates: In 2003 \$9,919,002, or 27.2% above the revenues generated by present rates, in 2004 \$1,447,692 or 3.1% above the revenues generated by the rates proposed for 2003, in 2005 \$1,597,008 or 3.3% above the 2004 revenue requirements, Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA (also December 4 - 6)
12/3/02 ALJ Vieth Comr Peevey	10:00 a.m. C.02-09-035	(TELEPHONIC PHC) - Industry Entertainment, Complainant, vs. SBC Pacific Bell, Defendant, Commission Courtroom, San Francisco

12/3/02	10:00 a.m.	(WS – Working Group 2) - Order Instituting Rulemaking on policies and practices for advanced metering, demand response, and dynamic pricing, Commission Courtroom, San Francisco
ALJ Carew	R.02-06-001	
Comr Peevey		
12/3/02	1:00 p.m.	(ECP) – Jerome T. Pasto, Complainant, vs. Pacific Bell, Defendant, Employment Development Department 722 Capitol Mall, Room 4079 Sacramento, CA
ALJ Patrick	C.02-10-026	
12/3/02	2:30 p.m.	(TELEPHONIC PHC) - City Of Delano, Complainant, vs. Union Pacific Railroad Company, Defendant, Commission Room 5024, San Francisco
ALJ Simon	C.02-07-020	
Comr Wood		
12/4/02	2:00 p.m.	(WS – Working Group 1) - Order Instituting Rulemaking on policies and practices for advanced metering, demand response, and dynamic pricing, Commission Auditorium, San Francisco
ALJ Carew	R.02-06-001	
Comr Peevey		
12/9/02	9:00 a.m.	(EH) - Breuer, Inc., Complainant, vs. Del Oro Water Company, Inc., Defendant, Commission Courtroom, San Francisco (also December 10 and December 12)
ALJ Maloney	C.02-05-035	
Comr Duque		
12/10/02	10:00 a.m.	(WS – Working Group 2) - Order Instituting Rulemaking on policies and practices for advanced metering, demand response, and dynamic pricing, Commission Courtroom, San Francisco
ALJ Carew	R.02-06-001	
Comr Peevey		
12/10/02	1:30 p.m.	(TELEPHONIC PHC) – Michael R. O’Gorman, Complainant, vs. AT&T Broadband Phone of California, LLC, Defendant, Commission Courtroom, San Francisco
ALJ Grau	C.02-08-033	
Comr Brown		
12/12/02	10:00 a.m.	(EH) - In the Matter of the Application of the CITY OF RICHMOND for an order preserving the wigwag warning devices at the Richmond Avenue Crossing in the City of Richmond, Contra Costa County, California, Commission Courtroom, San Francisco (also December 13)
ALJ Simon	A.02-05-065	
Comr Peevey		

12/17/02	1:30 p.m.	(PHC) - The Utility Consumers' Action Network (UCAN), Complainant, vs. Pacific Bell Telephone Company, AOL-Time Warner, Inc., Does 1-100, Defendants, Commission Courtroom, San Francisco
ALJ Walker	C.02-07-044	
Comr Brown		
12/18/02	9:30 a.m.	(EH) - Investigation on the Commission's Own Motion Into the Operations, Practices, Rates and Charges of Hillview Water Company, Inc., a corporation, and Roger L. Forrester, the principal shareholder and president, Respondents, Oakhurst Community Center 39800 Road 425B Oakhurst, CA (also December 19)
ALJ Ryerson	I.97-07-018	
Comr Peevey		
12/18/02	1:00 p.m.	(ECP) - John A. Davis, Complainant, vs. AT&T Communications of California, Inc., Defendant, Stockton State Office Building 31 East Channel Street, Room A10 Stockton, CA
ALJ Patrick	C.02-10-043	
12/20/02	12:00 Noon	(ECP) - Tangiers Motel, c/o Rajubhai Patel, Complainant, vs. Pacific Bell, Defendant, Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA
ALJ Barnett	C.02-10-041	
12/20/02	1:00 p.m.	(ECP) - Ronald D. Capizzi, Complainant, vs. Pacific Bell Telephone Company, Defendant, Los Angeles State Office Building 320 West 4th Street, Conference Room A Los Angeles, CA
ALJ Barnett	C.02-11-029	
12/20/02	1:30 p.m.	(ECP) - McCoy Insurance Services, Complainant, vs. Mpower Communications Corp., Defendant, Los Angeles State Office Building 320 West 4th Street, Conference Room A Los Angeles, CA
ALJ Barnett	C.02-11-030	
1/8/03	1:00 p.m.	(ECP) - Tex Ritter, Complainant, vs. Pacific Bell, Defendant, Petaluma Area Chamber of Commerce Conference Room 800 Baywood Drive, Suite B Petaluma, CA
ALJ Patrick	C.02-10-044	

1/13/03	7:00 p.m.	(PPH) - In the Matter of the Application of the
ALJ Evans	A.02-01-004	KERMAN TELEPHONE CO. (U 10122 C) to
Comr Duque		Restructure Intrastate Rates and Charges for Telephone
		Services Furnished Within the State of California,
		Kerman Community Center
		15100 W. Kearney Blvd.
		Kerman, CA
1/14/03	9:00 a.m.	(EH) - Application of Bakman Water Company
ALJ Econome	A.02-07-025	(U 219 W) for Authority to: (1) Remove the Proceeds
Comr Duque		of Water Contamination Lawsuits From Contributions-
		In-Aid-of Construction, (2) Increase Rate Base, and
		(3) Recover Increased Revenue Requirements in Rates,
		Commission Courtroom, San Francisco
		(also January 15)
1/14/03	10:00 a.m.	(PHC) – Teltrex Management Corporation,
ALJ Walker	C.02-07-008	Complainant, vs. Pacific Bell, Defendant,
Comr Brown		Commission Courtroom, San Francisco
1/15/03	10:00 a.m.	(EH) – Application of Gary Wayne Shurtliff to Obtain
ALJ Sullivan	A.02-05-034	a Household Goods Carrier Permit Pursuant to the
Comr Brown		Household Goods Carrier Act, contained in Division 2,
		Chapter 7 of the California Public Utilities Code
		(sections 5101 et. Seq.),
		Commission Courtroom, State Office Building
		320 West 4th Street, Suite 500
		Los Angeles, CA
1/16/03	10:00 a.m.	(EH) - Application of THE BURLINGTON
ALJ Rosenthal	A.02-02-018	NORTHERN SANTA FE RAILWAY COMPANY for
Comr Peevey		an order closing Avenue 13, CPUC Crossing No. 2-
		1016.3, D.O.T. No. 028-603-E, at its intersection with
		Applicant’s main track Madera County, California,
		Commission Courtroom, San Francisco
		(also January 17)
1/17/03	10:00 a.m.	(PHC) - In the Matter of the Application of the
ALJ Evans	A.02-01-004	KERMAN TELEPHONE CO. (U 10122 C) to
Comr Duque		Restructure Intrastate Rates and Charges for Telephone
		Services Furnished Within the State of California,
		Commission Courtroom, San Francisco

1/17/03 ALJ Simon Comr Peevey	11:00 a.m. C.02-07-038	(EH) – Daniel A. Stock, Complainant, vs. Southern California Edison Company, Defendant, Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA
1/27/03 ALJ Bushey Comr Brown	10:00 a.m. A.01-09-012	(EH) - In the Matter of the Application of the City of San Diego for an order authorizing modification of an existing at-grade crossing on three light rail vehicle tracks and one heavy rail track of the Metropolitan Transit Development Board, and one heavy rail track of the Burlington Northern and Santa Fe Railway Company, at Park Boulevard, in the City of San Diego, San Diego County, California, Commission Courtroom, San Francisco (also January 28 – 31)
1/28/03 ALJ Simon Comr Wood	10:00 a.m. C.02-07-020	(EH) - City Of Delano, Complainant, vs. Union Pacific Railroad Company, Defendant, The Delano City Hall Council Chambers 1015 11th Avenue Delano, CA (also January 29 – 31)
2/13/03 ALJ DeBerry Comr Peevey	10:00 a.m. A.02-04-001	(EH) - In the Matter of the Application of Southern California Water Company for a Certificate of Public Convenience and Necessity Pursuant to Public Utilities Code Section 1001 to Construct an 8.4 MW Natural Gas-Fueled Generator Facility in its Bear Valley Electric Service Division, Commission Courtroom, San Francisco (also February 14)
2/18/03 ALJ Evans Comr Duque	10:00 a.m. A.02-01-004	(EH) - In the Matter of the Application of the KERMEN TELEPHONE CO. (U 10122 C) to Restructure Intrastate Rates and Charges for Telephone Services Furnished Within the State of California, Commission Courtroom, San Francisco (also February 19 – 21 and February 24 – 28)
2/25/03 ALJ Barnett Comr Lynch	10:00 a.m. A.01-06-041	(EH) - In the Matter of the Application of SIERRA PACIFIC POWER COMPANY (U-903-E) for an Order Authorizing an Immediate Interim Rate Increase, Subject to Refund, and for Consideration of a Rate Stabilization Plan, Commission Courtroom, San Francisco (also February 26 – 28)

3/3/03 ALJ Duda Comr Wood	10:00 a.m. A.01-02-024	(EH) - Joint Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Switching in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.01-02-035	(EH) - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Loops in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-031	(EH) - Application of The Telephone Connection Local Services, LLC (U 5522 C) for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-032	(EH) - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and Signaling Networks and Call-Related Databases in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-034	(EH) - Application of Pacific Bell Telephone Company (U 1001 C) for the Commission to Reexamine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-03-002	(EH) - Application of XO California, Inc. (U 5553 C) for the Commission to Reexamine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, Commission Courtroom, San Francisco (also March 4 - 7)

3/10/03 ALJ Wong Comr Lynch	10:00 a.m. A.01-10-011	(EH) - Application of Pacific Gas and Electric Company Proposing a Market Structure and Rules for the Northern California Natural Gas Industry for the Period Beginning January 1, 2003 as Required by Commission Decision 01-09-016. (U 39 G), Commission Courtroom, San Francisco (also March 11 - 14 and March 17 - 19 if needed at 9:00 a.m.)
3/17/03 ALJ Vieth Comr Wood	9:00 a.m. I.02-06-003	(EH) - Investigation on the Commission's own motion into the operations, practices, and conduct of Pacific Bell Wireless LLC dba Cingular Wireless, U-3060, U-4135 and U-4314, and related entities (collectively "Cingular") to determine whether Cingular has violated the laws, rules and regulations of this State in its sale of cellular telephone equipment and service and its collection of an Early Termination Fee and other penalties from consumers, Commission Courtroom, San Francisco (also March 18 – 21 and March 24 - 27)
3/24/03 ALJ McVicar Comr Wood	9:30 a.m. A.02-09-030	(EH) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Sacramento District to increase revenues by \$8,198,700 in the year 2003; and \$1,955,000 in the year 2004, and
	A.02-09-031	(EH) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$512,800 in the year 2003; and \$96,900 in the year 2004, and
	A.02-09-032	(EH) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Felton District to increase revenues by \$410,200 in the year 2003; \$101,200 in 2004; and \$31,000 in the year 2005, and

	A.02-09-033	(EH) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Montara District to increase revenues by \$234,200 in the year 2003; \$38,200 in 2004; and \$45,000 in the year 2005, Commission Courtroom, San Francisco (also March 25 – 28 and April 1 – 4)
3/24/03 ALJ Kenney Comr Lynch	10:00 a.m. R.01-09-001	(EH) - Order Instituting Rulemaking on the Commission’s Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated, and
	I.01-09-002	(EH) - Order Instituting Investigation on the Commission’s Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated, Commission Courtroom, San Francisco (also March 25 – 28, April 1 – 4, and April 7 – 8 at 9:00 a.m.)

NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the “Filing of Notice of Denial of Request for Ex Parte Meeting.” The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission’s Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

NONE

NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

11/12/02	R93-04-003	Commission Order Instituting Rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks and
	I93-04-002	Commission Order Instituting Investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks.
	R95-04-043	Rulemaking on the Commission's own motion into competition for local exchange service and
	I95-04-044	Investigation on the Commission's own motion into competition for local exchange service.

Summary: On November 8, 2002, John Sumpter, Vice-President-Regulatory for Pac-West Telecomm, Inc. (Pac-West), met with Robert Wullenjohn, advisor to Cmmr. Brown, in San Francisco. Also present was Ethan Sprague for Pac-West. Sumpter discussed the prehearing conference and stated that the message conveyed by the Commission was that if Pac-West and SBC could work out a settlement on the disputes it would be good, but regardless, the 709.2 issues would be resolved in favor of SBC, and that this removed any incentive SBC may have to negotiate.

Filer: Pac-West Telecomm, Inc.

Contact: Shannon Roberts

Phone: (415) 268-7034

11/12/02	A01-03-008	Pacific Gas and Electric Company, for Commission Approval for Irrevocable Lease for Metromedia Fiber Network Services, Inc. to Use Fiber Optic Cable on certain PG&E Transmission Facilities under terms of an Optical Fiber Installation and IRU Agreement.
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Summary: On November 8, 2002, Edward W. O'Neill, attorney for Metromedia Fiber Network Services (MFNS), met with Tom Long, advisor to Pres. Lynch, in San Francisco. O'Neill stated that the PD misconstrues the nature and scope of the approval sought in the pending application and incorrectly assumes that MFNS intends to install additional facilities on Pacific Gas and Electric Company's (PG&E) poles and towers for which MFNS does not currently have license authority or authority under the California Environmental Quality Act (CEQA). O'Neill explained that it only seeks approval under section 851 for use of facilities installed under its lease agreement with PG&E for which it already has authority under section 1001 and CEQA. Neill noted that the only specific facilities that are subject to the license agreement for which approval has been requested in the application are the facilities associated with one fiber optic cable crossing San Francisco Bay. O'Neill stated that the PD misconstrues the

Commission's policy and practice with respect to licensing and environmental review and the nature and scope of the prohibition against 'piecemealing' projects under CEQA.

Filer: Metromedia Fiber Network Services, Inc.

Contact: Judy Pau

Phone: (415) 276-6587

11/12/02 A01-03-036 San Diego Gas & Electric Company, for a Certificate of Public Convenience and Necessity for the Valley-Rainbow 500 kV Interconnect Project.

Summary: On November 8, 2002, James Scarff, counsel for the Office of Ratepayer Advocates (ORA), attended an all-party meeting with Cmmr. Duque in San Francisco. Also present were Lynne McGhee, advisor to Cmmr. Duque, Michael Yeo, project coordinator, and Scott Logan, analyst, of ORA, representatives from San Diego Gas & Electric Company (SDG&E), the Community Intervenors, the California Independent System Operator (ISO), the Pechanga Tribe, and Centex Homes. Scarff explained that it makes little sense to Pacific Gas and Electric Company and Southern California Edison Company customers to pay hundreds of millions of dollars so that SDG&E customers could enjoy an improvement in the transmission reliability. Scarff noted that SDG&E's and the ISO's approach to addressing this reliability need avoided letting the market work rather than used market forces. Scarff suggested that the incentives built into the current regulatory scheme encouraged SDG&E to opt for more transmission line rate base rather than seek out generation alternatives that offered to return for SDG&E shareholders even if they were a better deal for SDG&E's ratepayers. Scarff noted that all parties favored the construction of the Otay-Mesa plant and asked why weren't the parties focusing on making that happen. Scarff suggested that this proceeding could be a vehicle for SDG&E to acquire generation from Otay-Mesa or Palomar Energy Center, eliminating the need for the Valley-Rainbow project.

Filer: Office of Ratepayer Advocates - Scarff

Contact: Rosario Espino

Phone: (415) 703-1858

11/12/02 A02-03-059 Pacific Bell Telephone Company (U 1001-C), for Arbitration with Pac-West Telecomm, Inc. (U 5266-C) pursuant to Section 252(b) of the Telecommunications Act of 1996.

Summary: LATE FILED. On October 25, 2002, John Sumpter, Vice-President-Regulatory for Pac-West Telecomm, Inc. (Pac-West), met with Lester Wong, advisor to Cmmr. Peevey, in San Francisco. Sumpter stated that Pac-West accepted the Draft Arbitrator's Report (DAR) and needed to comment on only two issues. Referring to the issue of whether Pac-West can assess the tandem switching rate element to the traffic SBC Pacific Bell delivers to Pac-West for termination, Sumpter stated that the evidence in the record clearly demonstrated the Pac-West's network served geographically equivalent areas. On the issue of whether SBC can assess a 'Call Origination Charge' on traffic described as VNXX traffic, Sumpter stated that the federal law clearly prohibited allowing a local carrier from charging a termination carrier for traffic originated by the local carrier.

Filer: Pac-West Telecomm, Inc.

Contact: Shannon Roberts

Phone: (415) 268-7034

Summary: On November 8, 2002, John Sumpter, Vice-President-Regulatory for Pac-West Telecomm, Inc. (Pac-West), met with Robert Wullenjohn, advisor to Cmmr. Brown, and Jonathan Lakritz, advisor to Cmmr. Wood, in two separate meetings in San Francisco. Also present was Ethan Sprague for Pac-West. Sumpter stated that Pac-West accepted the Draft Arbitrator's Report (DAR) and needed to comment on only two issues. Referring to the issue of whether Pac-West can assess the tandem switching rate element to the traffic SBC Pacific Bell delivers to Pac-West for termination, Sumpter stated that the evidence in the record clearly demonstrated the Pac-West's network served geographically equivalent areas. On the issue of whether SBC can assess a 'Call Origination Charge' on traffic described as VNXX traffic, Sumpter stated that the federal law clearly prohibited allowing a local carrier from charging a termination carrier for traffic originated by the local carrier.

Filer: Pac-West Telecomm, Inc.

Contact: Shannon Roberts

Phone: (415) 268-7000

11/13/02 A01-03-036 San Diego Gas & Electric Company, for a Certificate of Public Convenience and Necessity for the Valley-Rainbow 500 kV Interconnect Project.

Summary: On November 8, 2002, Jim Avery, Senior Vice President, Transmission, San Diego Gas & Electric Company (SDG&E), met with Cmmr. Duque in an all-party meeting in San Francisco. Also present were Lynne McGhee, advisor to Cmmr. Duque, Belinda Gatti, advisor to Cmmr. Brown, Kevin Coughlan, advisor to Cmmr. Peevey, Steve Weissman, advisor to Cmmr. Wood, Steve Nelson, Attorney, Sempra Energy, Dave Korinek, Transmission Planning Manager, and Billy Blattner, CPUC Relations Manager, for Sempra Energy Utilities. Written material (attached to the notice) was used. Avery explained that SDG&E supports the alternate of Cmmr. Duque because the alternate would enable SDG&E to continue to study alternatives, routes and environmental impacts in phase 2. Avery stated that the proposed decision would risk blackouts by essentially killing the project. Avery described the broad support the Valley-Rainbow Interconnect (VRI) enjoys. Avery stated that Otay Mesa cannot be relied upon to ensure electric reliability. Avery explained that the five year planning horizon utilized in both the PD and alternate is risky and unreasonable. Avery added that VRI will facilitate access to renewable generation.

Filer: Sempra Energy Utilities

Contact: Renee Le Camus

Phone: (415) 202-9986

**RESOLUTION REGARDING RATIFICATION OF PRELIMINARY
DETERMINATIONS OF CATEGORY**

For purposes of Rule 63.2(c), notice of the assignment is the day the assignments associated with this preliminary categorization document appear in the Daily Calendar following the Commission business meeting.

11/21/02 ALJ 176-3101 Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. (See also Rule 63.2(c) regarding notice of assignment.)
Adopted. The preliminary determination schedule is shown below.

PRELIMINARY DETERMINATION SCHEDULES

Resolution ALJ 176-3101 (11-21-02)

ASSIGNMENTS

NUMBER TITLE	PROPOSED CATEGORY	PRELIM. CATEGORY	HEARING	COMR	ALJ
A02-11-007 SOUTHERN CALIFORNIA WATER COMPANY, (U 133-W), for an order authorizing it to increase rates for water service by \$19,826,100 or 29.72% in the year 2003; by \$6,327,800 or 7.31% in the year 2004; and by \$6,326,200 or 6.81% in the year 2005 in its Region III Service Area and increased rates for the General Office Allocation in all of its Customer Service Areas in this Application including: Arden-Cordova, Bay Point, Clearlake, Los Osos, Ojai, Santa Maria, Simi Valley and Metropolitan. (N02-11-006.)	Ratesetting	Ratesetting	YES	Peevey	Fukutome

A02-11-009 ALLIED CAPITAL CORPORATION, STARTEC GLOBAL LICENSING CORPORATION, STARTEC GLOBAL OPERATING CORPORATION, STARTEC, INC., to transfer control of Startec, Inc. to Allied Capital Corporation.	Ratesetting	Ratesetting	NO	Brown	Fukutome
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A02-11-010 PACIFIC GAS AND ELECTRIC COMPANY, (U 39-M), for an Order either (1) confirming that it may grant a License pursuant to General Order 69-C to the California Department of Transportation [CalTrans] for a structure foundation investigation on PG&E property; (2) exempting PG&E from the requirement of prior Commission approval pursuant to Public Utilities Code Section 853(b); or (3) authorizing PG&E under Public Utilities Code Section 851 to grant the proposed License to CalTrans.	Ratesetting	Ratesetting	NO	Brown	Prestidge
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A02-11-015 MANESH, AMANDEEP SINGH, dba ECONOMY EXPRESS AIRPORTER/LIMO, for authority to operate as a Passenger Stage Corporation between points in the Counties of San Francisco, Santa Clara, Alameda, Contra Costa and San Mateo, on the one hand, and the San Francisco, Oakland and San Jose	Ratesetting	Ratesetting	NO	Not Assigned	Examiner Clark
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International Airports, on the other hand; and to establish a Zone of Rate Freedom.					
A02-11-016 SANTA CLARA VALLEY TRANSPORTATION AUTHORITY, for an order approving alterations of an existing at-grade heavy rail crossing of Hamilton Avenue by the freight railroad line in the City of Campbell, County of Santa Clara.	Ratesetting	Ratesetting	NO	Not Assigned	Examiner Clark
A02-11-018 CITY OF SANTA ROSA, for an order authorizing the City to construct Pierson Reach Bike and Pedestrian Path, under the trestle and tracks and over the right-of-way of the Northwestern Pacific Railroad Authority, in the City of Santa Rosa, Sonoma County.	Quasi-legislative	Ratesetting	NO	Not Assigned	Examiner Clark
A02-11-019 TOUCHSTONE COMMUNICATIONS INC., dba DE TOUCHSTONE COMMUNICATIONS INC., for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013.	NDIEC Registration Application	Ratesetting	NO	Not Assigned	Examiner Leutza
A02-11-020 CALIFORNIA WATER SERVICE COMPANY, (U 60-W), for an order authorizing it to increase rates charged for water service in the REDWOOD VALLEY	Ratesetting	Ratesetting	YES	Wood	Econome

District by \$566,100 or 78.3% in the year 2003; by \$205,600 or 16.0% in the year 2004; by \$200,300 or 13.4% in the year 2005; and by \$201,000 or 11.9% for the year 2006. (N02-11-013.)					
A02-11-021 CALIFORNIA WATER SERVICE COMPANY, (U 60-W), for an order Authorizing it to increase rates charged for water service in the ANTELOPE VALLEY District by \$60,300 or 5.8% in the year 2003; by \$130,600 or 11.8% in the year 2004; by \$126,900 or 10.2% in the year 2005; and by \$127,500 or 9.3% for the year 2006. (N02-11-012.)	Ratesetting	Ratesetting	YES	Wood	Galvin
A02-11-022 CALIFORNIA WATER SERVICE COMPANY, (U 60-W), for an order Authorizing it to increase rates charged for water service in the KERN RIVER VALLEY District by \$913,200 or 46.9% in the year 2003; by \$148,800 or 5.3% in the year 2004; by \$137,500 or 4.6% in the year 2005; and by \$139,000 or 4.4% for the year 2006. (N02-11-014.)	Ratesetting	Ratesetting	YES	Wood	Galvin
A02-11-023 VANCO US LLC, for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public	NDIEC Registration Application	Ratesetting	NO	Not Assigned	Examiner Leutza

Utilities Code Section 1013.					
A02-11-024 ALPINE NATURAL GAS COMPANY, in Compliance with R01-08-027 Orders.	Ratesetting	Ratesetting	NO	Wood	Gottstein
A02-11-025 PACIFIC GAS AND ELECTRIC COMPANY, (U 39-M), for Authorization pursuant to Section 851 of the Public Utilities Code to Amend a License Agreement to allow construction of a cabin on its property.	Ratesetting	Ratesetting	NO	Brown	Bemesderfer
A02-11-026 GREENFIELD COMMUNICATIONS, INC., for a Certificate of Public Convenience and Necessity to Provide InterLATA and intraLATA interexchange services and competitive local exchange services as a reseller	Ratesetting	Ratesetting	NO	Peevey	Bemesderfer
A02-11-027 ARBROS COMMUNICATIONS, INC., ARCOMM HOLDINGS CO., COMM SOUTH COMPANIES, INC., for approval of transfer of control to Arcomm Holdings Co.	Ratesetting	Ratesetting	NO	Brown	Evans
A02-11-028 PACIFIC GAS AND ELECTRIC COMPANY, Compliance Application proposing terms under which noncore gas consumers may elect core gas service in compliance with Ordering	Quasi-legislative	Ratesetting	YES	Brown	Halligan

Paragraph 3 of Resolution G-3318.					
A02-11-031 SAN DIEGO GAS & ELECTRIC COMPANY, (U 902-M), for Approval to Recover Electric CARE and Electric Low Income Energy Efficiency Costs.	Ratesetting	Ratesetting	YES	Wood	Long